

**NDPS Case No. 84 of 2024**

Present : Sri Mukul Kumar Kundu  
Additional Sessions Judge,  
1<sup>st</sup> Court, (NDPS), Cooch Behar.  
JO Code No. WB00654,

Order No. 2

dated 05.11.2024

Today is fixed for production of accused person and I.O.'s report.

Accused Prakash Karyi is produced from J.C. as per order of Ld. Vacation Judge, Cooch Behar dated 28.10.2024 and remanded to further J.C till 18.11.2024.

Ld. PP in charge and Ld. Advocate for the accused are present.

A bail petition along with vakalatnama is filed on behalf of above accused Prakash Karyi praying for bail on the ground stated therein.

Copy served.

Ld. PP in charge and the Ld. Lawyer of the accused are present.

Now the bail petition is taken up for hearing.

Heard both sides.

Perused the materials on record and submission.

It is submitted by the Ld. Advocate for the accused that he has been falsely implicated in this case and has a permanent residence in the locality and he will not abscond if bail is granted in his favour. So, he may be granted bail in any terms and conditions.

Ld. PP in charge opposes the bail prayer of the accused considering the nature of the offence.

Having heard the submission of both sides and materials on record I find that this is a case u/s 20(b)(ii) (B) of the NDPS Act and investigation is in progress. The nature of offence is grievous as the narcotic substances has allegedly been seized and there is sufficient incriminating materials against the accused person. Moreover, CD is not available as reported by the prosecution. Therefore without perusing the case diary it would not wise to consider the bail petition.

Considering all aspects and nature of offence, I am not inclined to enlarge accused on bail. Hence prayer for bail in respect of accused Prakash Karyi stands rejected.

Let a case diary be called for.

To 18.11.2024 for production, I.O.'s report and CD.

Dictated & Corrected by,

Sd/-

Addl. Sessions Judge, 1<sup>st</sup> Court,  
(NDPS) Cooch Behar.

Sd/-

Addl. Sessions Judge, 1<sup>st</sup> Court,  
(NDPS) Cooch Behar.

